



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

February 11, 2005

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

John P. Tate, III  
401 10th Street, NW  
B206  
Atlanta, GA 30318

05-R-0173

Dear Mr. Tate:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on February 07, 2005. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

RCS# 6440  
2/07/05  
2:34 PM

Atlanta City Council

## Regular Session

CONSENT I                CONSENT I PG(S) 3-16 EXCEPT 05-R-0109  
                                        05-R-0126  
                                        ADOPT

YEAS:	12
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	4
EXCUSED:	0
ABSENT	0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	NV Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	NV Sheperd	NV Borders

CONSENT I

ADVERSED BY  
CITY COUNCIL  
FEB 07 2005

Entered - 12/28/04- sb  
CL - 04L0904 LISA CARTER

CLAIM OF: JOHN P. TATE, III  
401 10<sup>th</sup> Street, NW B206  
Atlanta, Georgia 30318

05-R -0173

For damages alleged to have been sustained as a result of striking  
a pothole on December 12, 2004 at the 1800 block of North Druid  
Hills Road.

THIS ADVERSED REPORT IS APPROVED

BY:

  
JERRY L. DELOACH  
DEPUTY CITY ATTORNEY

## ADVERSE REPORT

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE: 2/1/05

BY: Clely Marshall

Carla Smith

C. T. Martin

Nancy D. Brown

Forced on Shepherd

FEB 07 2005

FEB 07 2005

CERTIFIED